

J1064  
09/10/01  
U.S. PTO

7 - 2 - 0 - V |

# UTILITY PATENT APPLICATION TRANSMITTAL

Our Docket No.: LL11.12-0070	Date: September 19, 2001
First Named Inventor: Todd Landon	
Title: A CARAMEL CORN PRODUCT AND A METHOD FOR MAKING THE CARAMEL CORN PRODUCT	
Express Mail No.: EL800726378US	

11050 19552  
USPTO 09/19/01

**APPLICATION ELEMENTS**

**Assistant Commissioner for Patents**  
**Box Patent Application**  
**Washington, D.C. 20231**

- 1.  Fee Calculation Sheet  
(Submit an original and a duplicate for fee processing)
- 2.  Applicant claims small entity status
- 3.  Specification Total Pages [96]
  - Descriptive title of the invention
  - Cross References to Related Applications
  - Statement Regarding Fed. Sponsored R&D
  - Reference to Microfiche Appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claims
  - Abstract of the Disclosure
- 4.  Drawings (35 U.S.C. 113) Total Sheets [3]
- 5.  Oath or Declaration
  - a.  Newly Executed (original or copy)
  - b.  Copy from a prior application (37 C.F.R. 1.63(d) - for continuation/divisional with Box 18 completed)  
[Mark Box 5 below]  
I.  DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b)
- 6.  Application Data Sheet. See 37 CFR 1.76.

- 7.  CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
- 8. Nucleotide and/or Amino Acid Sequence Submission  
(If applicable, all necessary)
  - a.  Computer Readable Copy (CRF)
  - b. Specification Sequence Listing on:
    - i.  CD-ROM or CD-R (2 copies; or
    - ii.  Paper
  - c.  Statements verifying identify of above copies

**ACCOMPANYING APPLICATION PARTS**

- 9.  Assignment Papers (cover sheet & document(s)) Total Pages [2]
- 10.  37 C.F.R. 3.73(b) Submission
- Power of Attorney
- 11.  English Translation Document (if applicable)
- 12.  Information Disclosure Statement with copies of Citations as necessary Total Pages [6] + 103 cited references
- 13.  Preliminary Amendment Total Pages [ ]
- 14.  Return Receipt Postcard (Should be specifically itemized)
- 15.  Certified Copy of Priority document(s) (If foreign priority is claimed)
- 16.  Request and Certification under 35 U.S.C.122(b)(2)(B)(i). (Nonpublication Request) Total Pages [1]
- 17.  Other - Check in the Amount of \$2,208.00

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation     Division     Continuation-in-part (CIP) of prior Application No. \_\_\_\_\_

Prior Application Information: Examiner \_\_\_\_\_ Group Art Unit \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

ATTY NAME AND REG. NO.	Philip F. Fox 38,142	SIGNATURE: <i>Philip F. Fox</i> September 19, 2001
ADDRESS	Kinney & Lange, P.A. THE KINNEY & LANGE BUILDING 312 South Third Street Minneapolis, MN 55415-1002	
TELEPHONE	(612) 339-1863	
	FAX: (612) 339-6580	

# FEE TRANSMISSION

Complete if Known																																																																																																																																															
Application No.																																																																																																																																															
Filing Date			September 19, 2001																																																																																																																																												
First Named Inventor			Todd Landon																																																																																																																																												
Group Art Unit																																																																																																																																															
Examiner Name																																																																																																																																															
Atty. Docket Number			LL11.12-0070																																																																																																																																												
Total Amount of Payment \$2,208.00																																																																																																																																															
METHOD OF PAYMENT (Check One)			FEE CALCULATION (Continued)																																																																																																																																												
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. 1.16 and 1.17 and credit any over payments to Deposit Account No.11-0982. Deposit Account Name: Kinney & Lange, P.A.			3. ADDITIONAL FEES																																																																																																																																												
2. <input checked="" type="checkbox"/> Check Enclosed			<table border="1"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> <th>Fee paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - Late filing fee or oath</td><td>*</td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td>*</td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td><td>*</td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For Filing a Request for Reexamination</td><td>*</td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td><td>*</td></tr> <tr><td>116</td><td>390</td><td>216</td><td>195</td><td>Extension for reply within second month</td><td>*</td></tr> <tr><td>117</td><td>890</td><td>217</td><td>445</td><td>Extension for reply within third month</td><td>*</td></tr> <tr><td>118</td><td>1,390</td><td>218</td><td>695</td><td>Extension for reply within fourth month</td><td>*</td></tr> <tr><td>128</td><td>1,890</td><td>280</td><td>945</td><td>Extension for reply within fifth month</td><td>*</td></tr> <tr><td>120</td><td>310</td><td>220</td><td>155</td><td>Filing a brief in support of an appeal</td><td>*</td></tr> <tr><td>121</td><td>270</td><td>221</td><td>135</td><td>Request for oral hearing</td><td>*</td></tr> <tr><td>148</td><td>110</td><td>248</td><td>55</td><td>Terminal Disclaimer Fee</td><td>*</td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - unavoidable</td><td>*</td></tr> <tr><td>141</td><td>1,240</td><td>241</td><td>620</td><td>Petition to revive - unintentional</td><td>*</td></tr> <tr><td>142</td><td>1,270</td><td>242</td><td>650</td><td>Utility/Reissue issue fee (inc. advance copies)</td><td>*</td></tr> <tr><td>143</td><td>470</td><td>243</td><td>250</td><td>Design issue fee (inc. advance copies)</td><td>*</td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130</td><td>Petitions to the Commissioner</td><td>*</td></tr> <tr><td>123</td><td>50</td><td>123</td><td>50</td><td>Petitions related to provisional applications</td><td>*</td></tr> <tr><td>126</td><td>180</td><td>126</td><td>180</td><td>Submission of Information Disclosure Statement</td><td>*</td></tr> <tr><td>581</td><td>40</td><td>581</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td>X</td></tr> <tr><td>179</td><td>710</td><td>279</td><td>355</td><td>Request for Continued Examination (RCE)</td><td>*</td></tr> <tr> <td colspan="3">Other fee (specify) _____</td> <td colspan="3">Subtotal (3) \$40.00</td> </tr> </tbody> </table>			Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee paid	105	130	205	65	Surcharge - Late filing fee or oath	*	127	50	227	25	Surcharge - late provisional filing fee or cover sheet	*	139	130	139	130	Non-English specification	*	147	2,520	147	2,520	For Filing a Request for Reexamination	*	115	110	215	55	Extension for reply within first month	*	116	390	216	195	Extension for reply within second month	*	117	890	217	445	Extension for reply within third month	*	118	1,390	218	695	Extension for reply within fourth month	*	128	1,890	280	945	Extension for reply within fifth month	*	120	310	220	155	Filing a brief in support of an appeal	*	121	270	221	135	Request for oral hearing	*	148	110	248	55	Terminal Disclaimer Fee	*	140	110	240	55	Petition to revive - unavoidable	*	141	1,240	241	620	Petition to revive - unintentional	*	142	1,270	242	650	Utility/Reissue issue fee (inc. advance copies)	*	143	470	243	250	Design issue fee (inc. advance copies)	*	122	130	122	130	Petitions to the Commissioner	*	123	50	123	50	Petitions related to provisional applications	*	126	180	126	180	Submission of Information Disclosure Statement	*	581	40	581	40	Recording each patent assignment per property (times number of properties)	X	179	710	279	355	Request for Continued Examination (RCE)	*	Other fee (specify) _____			Subtotal (3) \$40.00		
Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee paid																																																																																																																																										
105	130	205	65	Surcharge - Late filing fee or oath	*																																																																																																																																										
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	*																																																																																																																																										
139	130	139	130	Non-English specification	*																																																																																																																																										
147	2,520	147	2,520	For Filing a Request for Reexamination	*																																																																																																																																										
115	110	215	55	Extension for reply within first month	*																																																																																																																																										
116	390	216	195	Extension for reply within second month	*																																																																																																																																										
117	890	217	445	Extension for reply within third month	*																																																																																																																																										
118	1,390	218	695	Extension for reply within fourth month	*																																																																																																																																										
128	1,890	280	945	Extension for reply within fifth month	*																																																																																																																																										
120	310	220	155	Filing a brief in support of an appeal	*																																																																																																																																										
121	270	221	135	Request for oral hearing	*																																																																																																																																										
148	110	248	55	Terminal Disclaimer Fee	*																																																																																																																																										
140	110	240	55	Petition to revive - unavoidable	*																																																																																																																																										
141	1,240	241	620	Petition to revive - unintentional	*																																																																																																																																										
142	1,270	242	650	Utility/Reissue issue fee (inc. advance copies)	*																																																																																																																																										
143	470	243	250	Design issue fee (inc. advance copies)	*																																																																																																																																										
122	130	122	130	Petitions to the Commissioner	*																																																																																																																																										
123	50	123	50	Petitions related to provisional applications	*																																																																																																																																										
126	180	126	180	Submission of Information Disclosure Statement	*																																																																																																																																										
581	40	581	40	Recording each patent assignment per property (times number of properties)	X																																																																																																																																										
179	710	279	355	Request for Continued Examination (RCE)	*																																																																																																																																										
Other fee (specify) _____			Subtotal (3) \$40.00																																																																																																																																												

Signature Philip F. Fox Reg. No. 38,142  
 Philip F. Fox  
 Date September 19, 2001 Deposit Account No. 11-0982

<b>REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i) (Nonpublication Request)</b>	First Named Inventor	Todd Landon
	Title: A CARAMEL CORN PRODUCT AND A METHOD FOR MAKING THE CARAMEL CORN PRODUCT	
	Atty Docket Number	LL11.12-0070

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

September 19, 2001

Date

Signature

Philip F. Fox 38,142

This request must be signed in compliance with 37 C.F.R. 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**